HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

W.P. No.20909 of 2007

22.10.2007

Between

Alla Amarnath ..Petitioner

AND

Addl. Agent to the Government (Project Officer, I.T.D.A.) Bhadrachalam and others ..Respondents

:: JUDGMENT ::

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.20909 of 2007

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

This writ petition has been instituted when the respondents 2 and 3 attempted to dispossess the petitioner from the land of an extent of Ac.0.15 guntas and Ac.6.29 guntas situated in S.Nos.116/4/A and 116/1 respectively in Chunchupalli Village Kothagudem Mandal, Khammam District based on the orders dated 17.8.2007 passed by the second respondent. It is the assertion of the petitioner that he has preferred an Appeal to the Additional Agent to the Government, first respondent herein against the orders passed by the second respondent on17.8. 2007 and the Appeal is still pending.

When once, an Appeal has been preferred which is an assured right, it is only appropriate that the said Appeal is decided at the earliest. It is no doubt true that the Additional Agent to the Government would have been preoccupied with more pressing and urgent matters of great public importance, but nonetheless, they will have to spare some time for deciding the Appeals preferred against the orders passed by the primary authority in a quick time. I hope and trust that the Appeal preferred by the petitioner herein would at best be decided on or before 31.3.2008 and till such time the Appeal is decided, the petitioner shall not be evicted from out of the land

in his possession pursuant to the orders passed by the second respondent herein on 17.8.2007.

With this, the writ petition stands disposed of. No costs.

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NOOTY RAMAMOHANA RAO.J.

22.10.2007
psr